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**UNITED STATES PATENT AND TRADEMARK OFFICE**

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**Board of Patent Appeals and Interferences**

FENWICK & WEST LLP  
SILICON VALLEY CENTER  
801 CALIFORNIA STREET  
MOUNTAIN VIEW, CA 94041

Appeal No: 2008-4062  
Appellant: William Allocca, Jordan Hay, ET AL..  
Application No: 09/547,540  
Hearing Room: B  
Hearing Docket: B  
Hearing Date: Thursday, January 15, 2009  
Hearing Time: 09:00 AM  
Location: Madison Building - East Wing  
600 Dulany Street, 9th Floor  
Alexandria, Virginia 22313-1450

**NOTICE OF HEARING**  
**CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS**

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquiries, please contact the Clerk of the Board at 571-272-9797.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

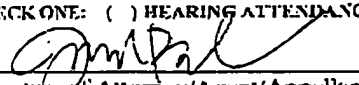
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In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE: ( ) HEARING ATTENDANCE CONFIRMED ☒ HEARING ATTENDANCE WAIVED

  
Signature of Attorney/Agent/Appellant

12/17/2008  
Date

50,784  
Registration No.

Names of other visitors expected to accompany counsel: \_\_\_\_\_

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## FENWICK & WEST LLP

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### FACSIMILE TRANSMISSION

### CONFIDENTIAL

DATE: December 17, 2008

CLIENT-MATTER NUMBER: 23984-13942

To:

NAME:	FAX No.:	PHONE No.:
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FROM: Jennifer Bush

PHONE: (650) 335-7213

RE: Appeal No. 2008-4062

Application No. 09/547,540

Hearing Date: Thursday, January 15, 2009

NUMBER OF PAGES WITH COVER PAGE: 2

MESSAGE:

Attached is my executed copy of the Notice of Hearing waiving hearing attendance.

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